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April 6, 2007

Mary Ann Wright
Associate Director, Mining Assessment Conference Officer
Utah Department of Natural Resources
Division of Oil, Gas & Mining
1594 West North Temple, Suite 1210
P.O. Box 145801
Salt Lake City, Utah 84114-5801

Re: Mining Activities in Bluffdale, Utah

Dear Ms. Wright:

This letter is to follow up on a series of violation notices that were issued by OGM on or about September 20, 2006. Such notices were issued for some or all of the following: Bluffdale Sand and Gravel, JP&R, Decorative Landscaping T&M, Mark Miller/Expectations, Worthington Landscape, Westside/DJM, and SouthFarms/RA Johnson.

It is our understanding that all of the Notices were issued for a failure of the operator to comply with applicable statutes, rules, regulations, or ordinances of a local agency, namely Bluffdale City. We also understand that as a condition of the Notice of Violation, each operator was required to meet with Bluffdale City officials to develop a written plan for resolving conflicts between the zoning an current land use (mining operations) no later than November 1, 2006. Furthermore, after such meeting, the operator was supposed to present the written plan to OGM showing how the operator will come into compliance with City ordinances.

This letter is to inform you that between September 20, 2006 and April 5, 2007, no operator has approached Bluffdale City to engage in such a dialogue, or to make any attempt to resolve conflicts between zoning and the current mining operations. It has recently come to our attention that several of the notices of violations have been vacated based on misrepresentations from the respective operators that they have either met with or attempted to meed with Bluffdlae officials. Any such representations are not true!

This letter is to formally request that OGM issue a new round of violation notices and/or cessation orders based on the information provided herein. Furthermore, Bluffdale City would be very interested in meeting with you informally, or appearing before your board for a hearing on this matter. We note with interest that your first round of violation notices specifically

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provided that a penalty of up to $5,000 may be assessed for each separate day that the violation continues. Bluffdale City strongly encourages you to consider assessing a penalty against any operator within Bluffdale City who received a Notice of Violation last year and represented to OGM that it was resolving or attempting to resolve the conflict with the City. Any operator who is interested in engaging in a dialogue with Bluffdale City may contact Vaughn Pickell, Bluffdale's Director of Community Services, by calling 254-2200 and making an appointment. We appreciate your prompt attention to this matter and look forward to hearing from you.

Sincerely,

PARRY ANDERSON

Todd Weiler

Todd D. Weiler, Esq.
Counsel for Bluffdale City